

House Bill 545 (COMMITTEE SUBSTITUTE)

By: Representatives Yates of the 73rd, Lunsford of the 110th, and Knight of the 126th

A BILL TO BE ENTITLED

AN ACT

1 To amend Title 47 of the Official Code of Georgia Annotated, relating to retirement and
2 pensions, so as to provide that a superior court judge or district attorney who is an active
3 member of the Georgia Judicial Retirement System may obtain creditable service for certain
4 prior service as a circuit-paid assistant district attorney; to provide for application and
5 payment of the full actuarial value of such service; to provide conditions and limitations; to
6 provide for an effective date and automatic repeal; to repeal conflicting laws; and for other
7 purposes.

8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

9 **SECTION 1.**

10 Title 47 of the Official Code of Georgia Annotated, relating to retirement and pensions, is
11 amended by adding a new Code section to read as follows:

12 "47-23-65.

13 Any superior court judge or district attorney who is an active member of this retirement
14 system may receive up to five years of creditable service for his or her past service as a
15 circuit-paid assistant district attorney who was not eligible to participate in a local
16 retirement plan upon payment to the board of trustees of an amount which will allow such
17 creditable service without creating any accrued actuarial unfunded liability as to this
18 retirement system. Any member desiring such creditable service shall make application to
19 the board of trustees in such form as the board deems appropriate, provide such proof of
20 eligible prior service as the board deems necessary, and make full payment not later than
21 December 31, 2008, or within six months of first or again becoming a member, whichever
22 is later. No creditable service shall be allowed under this Code section for any period of
23 employment for which creditable service is allowed under any provision of any other
24 retirement or pension system of this state or of any political subdivision of this state."

SECTION 2.

This Act shall become effective on July 1, 2008, only if it is determined to have been concurrently funded as provided in Chapter 20 of Title 47 of the Official Code of Georgia Annotated, the "Public Retirement Systems Standards Law"; otherwise, this Act shall not become effective and shall be automatically repealed in its entirety on July 1, 2008, as required by subsection (a) of Code Section 47-20-50.

SECTION 3.

All laws and parts of laws in conflict with this Act are repealed.